

Message

From: Lloyd, Keva [Lloyd.Keva@epa.gov]
Sent: 8/22/2018 4:46:29 PM
To: PCousins@adem.alabama.gov
CC: Robertson, Veronica [Robertson.Veronica@epa.gov]; Covington, Jeryl [Covington.Jeryl@epa.gov]; Dorka, Lilian [Dorka.Lilian@epa.gov]; Rhines, Dale [rhines.dale@epa.gov]; Temple, Kurt [Temple.Kurt@epa.gov]
Subject: FW: ADEM Annual EPA 4700 Certification
Attachments: epa_form_4700_4(1)wletters.pdf

Good Afternoon Pam,

Please see the email below in reference to ADEM's Preaward Compliance Review Form (EPA Form 4700-4).

Thank you.

Ms. Keva R. Lloyd
US EPA Region 4
 Chief, Grants and Audit Management Section
 Grants Management Officer
 Office: 404-562-8420
 Email: Lloyd.keva@epa.gov



From: Covington, Jeryl
Sent: Wednesday, August 22, 2018 12:03 PM
To: Robertson, Veronica <Robertson.Veronica@epa.gov>; Lloyd, Keva <Lloyd.Keva@epa.gov>
Cc: Dorka, Lilian <Dorka.Lilian@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Rhines, Dale <rhines.dale@epa.gov>
Subject: FW: ADEM Annual EPA 4700 Certification

The following review of the Form 4700-4 from the Alabama Department of Environmental Management (ADEM) is submitted on behalf of Lilian Dorka, Director of the External Civil Rights Compliance Office (ECRCO), and Kurt Temple, Senior Advisor.

Please note, that ECRCO does not approve or disapprove grant applications based on our review of the Form 4700-4. This review identifies areas from the responses provided on the Preaward Compliance Review Report that should be addressed by an applicant/recipient with respect to its compliance obligations in accepting EPA financial assistance.

Please review the following statements and share this information with ADEM as appropriate.

The Office of General Counsel's External Civil Rights Compliance Office (ECRCO) has reviewed the Preaward Form (Form 4700-4) submitted by ADEM and is pleased to provide the following feedback.

Please contact Lilian Dorka, ECRCO Director, and Kurt Temple, Senior Advisor, if you have any questions about the requirement for grievance procedures or any other requirements under 40 C.F.R. Parts 5 and 7 and they will be pleased to provide technical assistance.

Feedback:

Question III: As listed below, ADEM documents having two (2) pending civil rights administrative complaints pending against it that allege discrimination based on race, color, national, origin, sex, age, or disability:

EPA File No. 16R-17-R4, and
EPA File No. 03R-18-R4.

ECRCO confirms that the recipient has two (2) pending civil rights administrative complaints filed with EPA.

To date, both administrative civil rights complaints are in the investigative stages and findings have not been determined. If ECRCO determines as a result of its investigation of either of these administrative complaints that ADEM is not in compliance with 40 C.F.R. Part 7, and if compliance cannot be achieved voluntarily, ECRCO shall make a finding of noncompliance. If compliance cannot be assured by informal means, EPA may terminate or refuse to award or to continue assistance. EPA may also use any other means authorized by law to get compliance, including a referral of the matter to the Department of Justice. See 40 C.F.R. § 7.130.

Question V: Regarding a list of all civil rights compliance reviews of the recipient conducted by any agency within the last two (2) years, ADEM submitted copies of two (2) administrative closure letters relating to ECRCO's investigations of two (2) civil rights complaints: EPA File No. 06R-03-R4 (April 28, 2017) and EPA File No. 12R-13-R4 (March 1, 2018). **ECRCO notes that EPA has not undertaken a civil rights compliance review of ADEM within the last 2 years.** ECRCO is not aware of whether other agencies have undertaken a compliance review.

Question XI: ADEM provided the following website link to its adopted "grievance procedures that assure the prompt and fair resolution of complaints which allege violation of this part" (40 C.F.R. Parts 5 and 7):

<http://adem.alabama.gov>

However, ECRCO could not locate any grievance procedures using the link provided by ADEM. ADEM's compliance with this requirement is also the subject of Complaint No. 03R-18-R4. The complaint is under active investigation and there has been no finding of non-compliance to date. ECRCO will notify the grants office promptly should the agency make a finding of non-compliance as a result of its investigation.

From: Robertson, Veronica

Sent: Thursday, August 02, 2018 4:22 PM

To: Dorka, Lilian <Dorka.Lilian@epa.gov>

Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Houser, Tiffany <Houser.Tiffany@epa.gov>

Subject: FW: ADEM Annual EPA 4700 Certification

Hello Lilian,

Would you please ask one of your staff to review ADEM's 4700-4 please for R4.

Thank you,

Veronica P. Robertson

Office of Civil Rights/EEO

Acting Regional Civil Rights Officer
U.S. Environmental Protection Agency/R4
61 Forsyth St, SW
Atlanta, GA 30303
404-562-8389

I AM Diversity!

From: Fowler, Laura
Sent: Wednesday, August 1, 2018 6:55 AM
To: Houser, Tiffany <Houser.Tiffany@epa.gov>; Robertson, Veronica <Robertson.Veronica@epa.gov>
Subject: FW: ADEM Annual EPA 4700 Certification

Good Morning

For review when you have time

Thanks

Laura Fowler
Team Leader/Senior Grants Management Specialist (NPS/AL)
14th SNAFC 61 Forsyth St
Atlanta GA 30303
Fowler.Laura@epa.gov
404-562-8427
404-562-8269 (fax)

From: Cousins, Pam [<mailto:PCousins@adem.alabama.gov>]
Sent: Tuesday, July 31, 2018 12:41 PM
To: Fowler, Laura <Fowler.Laura@epa.gov>
Subject: RE: Annual Federal Certifications

Laura,
Please find attached the Certification package. Do not hesitate to contact me if further information is required.

Thanks,

Pam Cousins
Fiscal Officer
Alabama Department of Environmental Management
PO Box 301463
Montgomery, AL 36130-1463
Phone & Fax: (334) 270-5654



From: Fowler, Laura [<mailto:Fowler.Laura@epa.gov>]
Sent: Monday, July 30, 2018 1:02 PM
To: Cousins, Pam <PCousins@adem.alabama.gov>
Subject: Annual Federal Certifications

Hi Pam

Just checking in to see what the status of the annual certification/assurances are. The last ones we received were in July

Take care

Laura

Laura Fowler
Team Leader/Senior Grants Management Specialist (NPS/AL)
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